

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, APRIL 26, 2022

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JOURNAL OF THE SENATE

ONE HUNDRED SEVENTH CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 26, 2022

The Senate met in regular session at 9:01 a.m., Senator Shipley presiding.

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Grace Tollefson.

The Journal of Monday, April 25, 2022, was approved.

The Senate stood at ease at 9:03 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:13 a.m., President Pro Tempore Zaun presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Celsi, Hogg, and Petersen, until they arrive, on request of Senator Wahls; and Senators Chapman and Rowley, until they arrive, on request of Senator Whitver.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [House File 2128](#).

[House File 2128](#)

On motion of Senator Brown, [House File 2128](#), a bill for an act relating to renewable fuels, including ethanol blended gasoline and biodiesel blended fuel used to power internal combustion engines, by providing for compliance requirements and promotional initiatives that relate to establishing classifications and standards for renewable fuels, advertising and selling renewable fuels, storing and dispensing renewable fuels, using state motor vehicles powered by renewable fuels, and taxes, tax credits, and tax refunds relating to renewable fuels; providing penalties and making penalties applicable; and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Brown offered amendment [S-5143](#), filed by the committee on Ways and Means on April 25, 2022, to pages 1–16, 28, 31–32, 36, and 38–43 of the bill, and moved its adoption.

Amendment [S-5143](#) was adopted by a voice vote.

Senator Brown moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 2128](#)), the vote was:

Yeas, 42:

Bisignano	Boulton	Brown	Costello
Cournoyer	Dawson	Dickey	Dotzler
Driscoll	Edler	Garrett	Giddens
Goodwin	Green	Jochum	Johnson
Kinney	Klimesh	Koelker	Kraayenbrink
Lofgren	Lykam	Mathis	Nunn
Quirmbach	Ragan	Reichman	Rozenboom
Schultz	Shipley	Sinclair	Smith, J.
Smith, R.	Sweeney	Taylor, J.	Taylor, T.
Trone Garriott	Wahls	Whitver	Williams
Zaun	Zumbach		

Nays, 3:

Bolkcom Carlin Guth

Absent, 5:

Celsi Chapman Hogg Petersen
Rowley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that [House File 2128](#) be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [House File 2581](#).

[House File 2581](#)

On motion of Senator Sweeney, [House File 2581](#), a bill for an act providing for programs and regulations administered and enforced by the department of agriculture and land stewardship, providing fees, providing penalties, and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Sweeney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 2581](#)), the vote was:

Yeas, 45:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Costello	Cournoyer	Dawson
Dickey	Dotzler	Driscoll	Edler
Garrett	Giddens	Goodwin	Green
Guth	Jochum	Johnson	Kinney
Klimesh	Koelker	Kraayenbrink	Lofgren

Lykam	Mathis	Nunn	Quirmbach
Ragan	Reichman	Rozenboom	Schultz
Shipley	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, J.	Taylor, T.	Trone Garriott
Wahls	Whitver	Williams	Zaun
Zumbach			

Nays, none.

Absent, 5:

Celsi	Chapman	Hogg	Petersen
Rowley			

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Whitver asked and received unanimous consent to take up for consideration [Senate File 2338](#).

[Senate File 2338](#)

On motion of Senator Brown, [Senate File 2338](#), a bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions, placed on the Unfinished Business Calendar on March 17, 2022, was taken up for consideration.

Senator Brown offered amendment [S-5144](#), filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment [S-5144](#) was adopted by a voice vote.

Senator Brown asked and received unanimous consent that [House File 2345](#) be **substituted** for [Senate File 2338](#).

[House File 2345](#)

On motion of Senator Brown, [House File 2345](#), a bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions, was taken up for consideration.

Senator Brown moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 2345](#)), the vote was:

Yeas, 44:

Bolkcom	Boulton	Brown	Carlin
Costello	Cournoyer	Dawson	Dickey
Dotzler	Driscoll	Edler	Garrett
Giddens	Goodwin	Green	Guth
Jochum	Johnson	Kinney	Klimesh
Koelker	Kraayenbrink	Lofgren	Lykam
Mathis	Nunn	Quirmbach	Ragan
Reichman	Rozenboom	Schultz	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Whitver	Williams	Zaun	Zumbach

Nays, 1:

Bisignano

Absent, 5:

Celsi	Chapman	Hogg	Petersen
Rowley			

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Brown asked and received unanimous consent that [Senate File 2338](#) be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Whitver asked and received unanimous consent that **House Files 2345** and **2581** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENT
(Individual Confirmation Calendar)

Senator Whitver called up the appointment of Daniel Breitbarth as a member of the Iowa Public Information Board, placed on the Individual Confirmation Calendar on April 6, 2022, found on page 731 of the Senate Journal.

Senator Dawson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 35:

Boulton	Brown	Carlin	Costello
Cournoyer	Dawson	Dickey	Driscoll
Edler	Garrett	Goodwin	Green
Guth	Jochum	Johnson	Klimesh
Koelker	Kraayenbrink	Lofgren	Nunn
Ragan	Reichman	Rozenboom	Schultz
Shiple	Sinclair	Smith, J.	Smith, R.
Sweeney	Taylor, J.	Wahls	Whitver
Williams	Zaun	Zumbach	

Nays, 10:

Bisignano	Bolkcom	Dotzler	Giddens
Kinney	Lykam	Mathis	Quirmbach
Taylor, T.	Trone Garriott		

Absent, 5:

Celsi	Chapman	Hogg	Petersen
Rowley			

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

RECESS

On motion of Senator Whitver, the Senate recessed at 11:07 a.m. until 2:30 p.m.

RECONVENED

The Senate reconvened at 2:26 p.m., President Pro Tempore Zaun presiding.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 26, 2022, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 2383](#), a bill for an act relating to various matters under the purview of the state, including city and county inspections, work-based learning, recruitment of health care professionals, regulations affecting veterans and military spouses, insurance producer temporary licenses, and including applicability provisions.

ALSO: That the House has on April 26, 2022, **concurred** in the Senate amendment and **passed** the following bills in which the concurrence of the House was asked:

[House File 2128](#), a bill for an act relating to renewable fuels, including ethanol blended gasoline and biodiesel blended fuel used to power internal combustion engines, by providing for compliance requirements and promotional initiatives that relate to establishing classifications and standards for renewable fuels, advertising and selling renewable fuels, storing and dispensing renewable fuels, using state motor vehicles powered by renewable fuels, and taxes, tax credits, and tax refunds relating to renewable fuels; providing penalties and making penalties applicable; and including effective date and retroactive applicability provisions.

[House File 2198](#), a bill for an act relating to the minimum age requirements for employees and substitutes working at a child care center.

[House File 2507](#), a bill for an act relating to juvenile justice including juvenile delinquency, child in need of assistance and family in need of assistance proceedings, juvenile justice reform, and juvenile court expenses and costs, and including effective date, applicability, and retroactive applicability provisions.

ALSO: That the House has on April 26, 2022, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

[House File 2355](#), a bill for an act relating to employment security benefits.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Mathis and Quirmbach, until they arrive, on request of Senator Wahls.

SENATE RECEDES

[House File 2355](#)

Senator Whitver called up for consideration [House File 2355](#), a bill for an act relating to employment security benefits, amended by the Senate, and moved that the Senate recede from its amendment.

A record roll call was requested.

On the question “Shall the Senate recede from its amendment?” ([H.F. 2355](#)), the vote was:

Yeas, 44:

Bisignano	Bolkcom	Boulton	Brown
Carlin	Costello	Cournoyer	Dawson
Dickey	Dotzler	Driscoll	Edler
Garrett	Giddens	Goodwin	Green
Guth	Jochum	Johnson	Kinney
Klimesh	Koelker	Kraayenbrink	Lofgren
Lykam	Nunn	Petersen	Ragan
Reichman	Rozenboom	Schultz	Shipley
Sinclair	Smith, J.	Smith, R.	Sweeney
Taylor, J.	Taylor, T.	Trone Garriott	Wahls
Whitver	Williams	Zaun	Zumbach

Nays, none.

Absent, 6:

Celsi	Chapman	Hogg	Mathis
Quirmbach	Rowley		

The motion prevailed and the Senate **receded** from its amendment.

Senator Schultz moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 2355](#)), the vote was:

Yeas, 30:

Brown	Carlin	Costello	Cournoyer
Dawson	Dickey	Driscoll	Edler
Garrett	Goodwin	Green	Guth
Johnson	Klimesh	Koelker	Kraayenbrink
Lofgren	Nunn	Reichman	Rozenboom
Schultz	Shipley	Sinclair	Smith, R.
Sweeney	Taylor, J.	Whitver	Williams
Zaun	Zumbach		

Nays, 14:

Bisignano	Bolkcom	Boulton	Dotzler
Giddens	Jochum	Kinney	Lykam
Petersen	Ragan	Smith, J.	Taylor, T.
Trone Garriott	Wahls		

Absent, 6:

Celsi	Chapman	Hogg	Mathis
Quirmbach	Rowley		

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Dawson asked and received unanimous consent that [House File 2355](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dawson, the Senate adjourned at 2:34 p.m. until 9:00 a.m., Thursday, April 28, 2022.

APPENDIX**COMMUNICATIONS RECEIVED**

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Annual Report of the Iowa Comprehensive Health Association, pursuant to Iowa Code section 514E.2(9). Report received on April 26, 2022.

DEPARTMENT OF HUMAN SERVICES

Medical Assistance Act Report, pursuant to Iowa Code section 249A.4. Report received on April 26, 2022.

AMENDMENT FILED[S-5144](#)[S.F. 2338](#)

Waylon Brown